

**Before the State of South Carolina
Department of Insurance**

In the matter of:

Evelyn L. Clark Sims
244 Cauthen Street
Heath Springs, SC 29058

File Number: 113793

**Order
Vacating Revocation by Default**

This matter comes before me pursuant to an agreement entered into between the State of South Carolina Department of Insurance and above named respondent, a previously licensed South Carolina resident insurance producer.

Upon review of this matter, was determined that while Evelyn Clark Sims was licensed to do business as a resident insurance producer within the State of South Carolina, the Department received a complaint against her, alleging she had “left her previous employment with the Monumental Life Insurance Company, with a gross deficiency.” The Department’s numerous attempts to reach her were unsuccessful, resulting in the revocation of her producer’s license by default, effective November 6, 2002. Ms. Clark Sims subsequently contacted our offices, appealing the Department’s decision. The Department has agreed to vacate the revocation of her producer’s license and re-open the case regarding the shortage.

Nothing contained within this administrative order should be construed to limit or to deprive any person of any private right of action under the law. Nothing contained within this administrative order should be construed to limit, in any manner, the criminal jurisdiction of any law enforcement or judicial officer. Nothing contained within this administrative disciplinary order should be construed to limit the statutory duty of the Director of Insurance, exercised either directly or through the Department of Insurance, to “report to the Attorney General or other appropriate law enforcement officials criminal violations of the Law relative to the business of Insurance or the provisions of this Title which he considers necessary to report.” SC Code Ann. § 38-3-110 (4) (Supp. 2005).

It is, therefore ordered, that the revocation of her producer’s license by default be vacated and a copy of this consent order be immediately transmitted to the National Association of Insurance Commissioners for distribution to its member states and a copy be placed in Ms. Clark Sims’ licensing file.

This order becomes effective as of the date of my signature below.

A handwritten signature in black ink, appearing to read "Eleanor Kitzman", written over a horizontal line.

Eleanor Kitzman
Director

June 29, 2006, at
Columbia, South Carolina